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Attorney for Plaintiff,
Jose Trujillo

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

JOSE TRUJILLO,

Plaintiff,

vs.

GLADYS VIRGINIA BARBOZA dba
MARISCOS EL CAMARON BORRACHO,
et al.;

Defendants.

No. 1:21-cv-01691-ADA-BAM

**STIPULATION FOR FIFTH
CONTINUANCE OF MANDATORY
SCHEDULING CONFERENCE;
[PROPOSED] ORDER**

Date: October 12, 2022

Time: 9:00 a.m.

Courtroom: 8

Magistrate Judge Barbara A. McAuliffe

WHEREAS, a Mandatory Scheduling Conference is currently scheduled in this matter for October 12, 2022 at 9:00 a.m., having been continued thrice pursuant to the parties' stipulation (Dkt. 22, 38, and 48) and once at Plaintiff's request (Dkt. 14);

WHEREAS, on April 6, 2022, Plaintiff Jose Trujillo ("Plaintiff"), filed a First Amended Complaint naming additional parties including Rigoberto Arambula dba Super Mercado Julian ("Arambula") (Dkt. 24);

WHEREAS, on September 19, 2022, Plaintiff served Arambula with the Summons and First Amended Complaint (Dkt. 59 (proof of service)) and Arambula's response thereto is due on October 11, 2022, and as Arambula has not appeared yet, Plaintiff has not been able to meet and confer with Arambula regarding preparation of a joint scheduling report;

STIPULATION FOR FIFTH CONTINUANCE OF MANDATORY SCHEDULING CONFERENCE;
[PROPOSED] ORDER

1 **WHEREAS**, Plaintiff and Defendant SSSC, Inc. (“SSSC”), who have appeared in the
2 action, and Defendants Adib M. Dakheil dba Super Stop and Thaar Najjar dba Super Stop, who
3 are currently unrepresented and in default (Dkt. 55), have been engaging in settlement
4 discussions, whereby Plaintiff has provided each defendant with a draft settlement agreement
5 setting forth his proposed injunctive relief and other non-monetary terms of settlement;

6 **NOW, THEREFORE**, Plaintiff and SSSC, the parties who have appeared in this
7 action, by and through their respective counsel, stipulate to a further continuance of the
8 Mandatory Scheduling Conference currently set for October 12, 2022 to a date at the Court’s
9 convenience on or after November 11, 2022 to allow time for Arambula to make an appearance
10 and participate in the Joint Scheduling Report, and for the parties to continue their settlement
11 efforts.

12
13 Dated: October 5, 2022

MOORE LAW FIRM, P.C.

14
15 /s/ Tanya E. Moore

16 Tanya E. Moore
17 Attorney for Plaintiff,
Jose Trujillo

18 Dated: October 5, 2022

MEDEROS, ORMONDE & RASCON

19
20 /s/ Erika L. Rascon

21 Erika L. Rascon
22 Attorneys for Defendant,
SSSC, INC.

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STIPULATION FOR FIFTH CONTINUANCE OF MANDATORY SCHEDULING CONFERENCE;
[PROPOSED] ORDER

ORDER

The parties having so stipulated and good cause appearing,

IT IS HEREBY ORDERED that the Mandatory Scheduling Conference currently set for October 12, 2022 is continued to **December 8, 2022 at 9:30 AM in Courtroom 8 (BAM)** before Magistrate Judge Barbara A. McAuliffe. The parties are to file their Joint Scheduling Report no later than seven days prior to the Mandatory Scheduling Conference.

IT IS SO ORDERED.

Dated: **October 6, 2022**

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE